IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

WEDNESDAY, THE 1ST AUGUST 2007 / 10TH SRAVANA 1929

# OP.No. 38222 of 2001(A)

PETITIONER:
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KUNNATHU GOVINDAN ALIAS APPUNNI NAIR,
S/O.LATE LAKSHMI AMMA, AKAMPADAM,
NILAMBORE, MALAPPURAM DISTRICT.

BY ADVS. M/S.KCC.RAJA AND K.M.KURIAN

RESPONDENTS:
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1. THE DISTRICT COLLECTOR, MALAPPURAM.

2. TALUK LAND BOARD, NILAMBORE REPRESENTED BY CHAIRMAN, NILAMBORE, MALAPPURAM.

3. VILLAGE OFFICER, AKAMPADAM VILLAGE, P.O.ELANJIMANGAD, NILAMBORE, MALAPPURAM.

4. S.I. OF POLICE, NILAMBORE, MALAPPURAM.

BY GOVERNMENT PLEADER SRI.SALIM.P.A.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 01/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**CMP.NO.62622/2001 IN O.P.NO.38222/2001**

DISMISSED

SD/- K.BALAKRISHNAN NAIR, JUDGE

1/8/2007 SD/- K.T.SANKARAN, JUDGE

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF ORDER PASSED BY THE SECOND RESPONDENT ON 25.5.2000.

RESPONDENTS' EXHIBITS: NIL

//TRUE COPY//

ahz/

**K.BALAKRISHNAN NAIR & K.T.SANKARAN,J.**

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**O.P. NO. 38222 OF 2001 A**

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**Dated this the 1st August, 2007**

**JUDGMENT**

**BALAKRISHNAN NAIR, J**.

The petitioner has approached this Court seeking the following reliefs:

> "a) issue a writ of mandamus commanding the respondents 1 to 3 to desist from interfering with the petitioner's residential property measuring 3 acres 70 cents in Rs 64/1 of Akampadam Village.
>
> b) direct the respondents 3 and 4 not to harass the petitioner or interfere with his agricultural and fencing operation of his residential property measuring 3 acres 70 cents in RS 64/1 of Akampadam Village in any manner."

For the above reliefs, petitioner has to approach the competent civil court. Therefore, this Original Petition is closed without prejudice to the contentions of the petitioner.

**(K.BALAKRISHNAN NAIR)**
**Judge**

**(K.T.SANKARAN)**
**Judge**

ahz/

**K.BALAKRISHNAN NAIR &**
**K.T.SANKARAN, JJ.**

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**O.P.NO. 38222 OF 2001 A**

**JUDGMENT**

1st August, 2007

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